

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE T.R.RAMACHANDRAN NAIR

TUESDAY, THE 31ST JULY 2007 / 9TH SRAVANA 1929

OP.No. 6942 of 2001(B)

PETITIONER:

**ALL KERALA BINDERS ASSOCIATION,
SECRETARIAT BINDERS UNIT,
TRIVANDRUM, REP.BY ITS PRESIDENT
SRI.VIKRAMAN THAMPI.K.**

BY ADV. SRI.JOHN VARGHESE

RESPONDENTS:

- 1. STATE OF KERALA , REP.BY
ITS CHIEF SECRETARY, GOVERNMENT
SECRETARIAT, THIRUVANANTHAPURAM.**
- 2. SECRETARY TO GOVERNMENT , G.A.D.,
GOVERNMENT SECRETARIAT,
THIRUVANANTHAPURAM.**
- 3. SECRETARY TO GOVERNMENT,
FINANCE (PAY REVISION CELL),
SECRETARIAT, THIRUVANANTHAPURAM.**

BY GOVERNMENT PLEADER SRI.K.V.MANOJ

**THIS ORIGINAL PETITION HAVING BEEN FINALLY HEARD
ON 31/07/2007, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

ORDER ON CMP. NO.11442/2001 IN OP. 6942/2001

DISMISSED

31.07.2007

SD/- T.R.RAMACHANDRAN NAIR, JUDGE

APPENDIX

PETITIONER'S EXHIBITS

EXT.P1:- COPY OF THE ORDER NO.G.O.(MS) 98/70/PD DT. 6.4.70 ISSUED BY THE 1ST RESPONDENT.

EXT.P2:- COPY OF THE REPRESENTATION DT. NIL FILED BY THE PETITIONER BEFORE THE 2ND RESPONDENT.

EXT.P2(a):- COPY OF THE REPRESENTATION DT. NIL FILED BY THE PETITIONER BEFORE THE 3RD RESPONDENT.

/TRUE COPY/

P.A. TO JUDGE

tss

T.R.RAMACHANDRAN NAIR, J.

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OP.No.6942 of 2001-B.

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Dated this the 31st day of July, 2007.

J U D G M E N T

The petitioner herein is an association represented by its President. The apparent grievance is about the denial of promotion, ratio of promotion and disparity in pay scale to the Binders working in the Secretariat with that of the Binders working in various other departments. The petitioner allege that the Binders appointed in various other departments ie., Medical Education, Police and Health Services are granted a higher pay as per the pay revision orders. The further grievance is that the Binders in the Secretariat gets only two grade promotions, Grade II and Grade I, whereas a Binder in the Government Press gets seven grade promotions. Exts.P2 and P2(a) are the representations which the petitioner has filed before the Government for redressal of its grievances.

2. The 3rd respondent has filed a counter-affidavit wherein the stand of the Government has been explained. In the counter-affidavit the allegation that the benefit like promotion, ratio of promotion, etc., are denied to Binders of the Secretariat is me. Justifications are sought to treat the Binders in the Secretariat as separate.

3. In the counter-affidavit there is also an averment that as regards

the complaint regarding scale of pay, it is a matter to be looked into by the Pay Revision Committee before the pay revisions are due. Subsequent to the filing of the writ petition it is admitted that there had been revision of pay of the employees including that of the petitioners. In the counter-affidavit it is averred that the principal task entrusted to Pay Commissions is to study and to recommend the Pay Scale, allowances, promotional avenues of various posts spread over in different departments. There was no positive recommendations from the 1998 Pay Revision Committee for a higher scale to the post of Binders in the Secretariat but only corresponding revised scale alone was recommended.

4. If there are any further grievances to the petitioner even after the last pay revision, it is upto the petitioner to file necessary representation before the Pay Revision Committee or before the Government as the case may be. Therefore, without prejudice to the said right of the petitioner, this writ petition is closed. No costs.

T.R.RAMACHANDRAN NAIR, JUDGE.

Kvs/-